

Proposed Amendments to Rule 56

Rule 56 is amended as follows:

Rule 56. Summary Judgment

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PRACTICE COMMENT: See Rule 56.3, which requires that a statement of material facts not in dispute be annexed to a motion for summary judgment.

(As amended Oct. 3, 1984, eff. Jan. 1, 1985; July 28, 1988, eff. Nov. 1, 1988; Jan. 25, 2000, eff. May 1, 2000; Nov. 29, 2005, eff. Jan. 1, 2006; Nov. 25, 2008, eff. Jan. 1, 2009; Dec. 7, 2010, eff. Jan. 1, 2011; Dec. 4, 2012, eff. Jan. 1, 2013; _____, **2015**, eff. _____, **2015**.)

Advisory Committee Note

Rule 56.3 was added to restore a requirement that a statement of material facts not in dispute be annexed to a motion for summary judgment. Such a requirement had been contained in former Rule 56(h), which was eliminated by amendments effective January 1, 2013. A Practice Comment has been added to Rule 56 to ensure that practitioners do not miss the newly placed requirement.